

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
MIDDLE DIVISION**

JAMES BROADHEAD,

Plaintiff,

v.

WARDEN KIRRIRE, et al,

Defendant.

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) **4:10-CV-53-VEH-RRA**

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ORDER

On September 13, 2010, the Magistrate Judge's Report and Recommendation was filed. No objections have been filed by either the plaintiff or defendant pursuant to Rule 72(b), *Federal Rules of Civil Procedure*.

Having carefully reviewed and considered *de novo* all the materials in the court file, including the report and recommendation, the Court is of the opinion that the magistrate judge's findings are due to be and are hereby **ADOPTED** and his recommendations are **ACCEPTED**. Accordingly, it is **ORDERED, ADJUDGED** and **DECREED** that this case is **DISMISSED WITH PREJUDICE** as frivolous. The clerk is **DIRECTED** to close this action.

DONE this the 30th day of November, 2010.

A handwritten signature in black ink, appearing to read "V. Hopkins", written over a horizontal line.

VIRGINIA EMERSON HOPKINS

United States District Judge